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United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
EVARISTO GOMEZ,  
  
Defendant.

CASE NO. 1:20-CR-00123 ADA-BAM

STIPULATION TO CONTINUE  
HEARING RE SENTENCING

DATE: December 4, 2023  
TIME: 8:30 a.m.  
JUDGE: Hon. Ana De Alba

**STIPULATION**

The United States of America, by and through its counsel of record, and defendant, by and through his counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a hearing regarding sentencing on August 28, 2023 at 8:30 a.m.

2. By this stipulation, the parties move to continue the hearing regarding sentencing until **December 4, 2023 at 8:30 a.m.**

3. The parties request the continuance so that defendant Gomez has adequate time to fulfill all of his obligations pursuant to his plea agreement. The parties therefore stipulate and request that the current date set for the hearing re sentencing be vacated and that the matter be re-set

1 for a status hearing on December 4, 2023 at 8:30 a.m. or at a date and time thereafter that is  
2 convenient to the Court.

3 4. The parties further stipulate and request that the date for drafting and responding to  
4 any Presentence Investigation Report and any sentencing memorandum be continued in accordance  
5 with this stipulation and the Court's order thereon.

6 IT IS SO STIPULATED.

7  
8 DATED: August 18, 2023

9  
10 /s/ Henry Z. Carbajal III  
11 HENRY Z. CARBAJAL III  
Assistant United States Attorney

12 DATED: August 18, 2023

13  
14 /s/Melissa Baloian  
15 MELISSA BALOIAN  
16 Counsel for Defendant  
EVARISTO GOMEZ

17 **ORDER**

18  
19 The Court has reviewed and considered the stipulation of the parties to continue the  
20 sentencing hearing in this case. Good cause appearing, IT IS ORDERED that the hearing regarding  
21 sentencing as to defendant Evaristo Gomez is continued from August 28, 2023 to December 4, 2023,  
22 at 8:30 a.m.

23  
24  
25 IT IS SO ORDERED.

26 Dated: August 21, 2023

27   
28 UNITED STATES DISTRICT JUDGE